5/3/71

MOTOR STREET (In front of 5131)

STATE OF MINNESOTA) COUNTY OF HENNEPIN) SS. VILLAGE OF EDINA)	CERTIFICATE OF MAILING NOTICE
Village of Edina, Minnesota, hereby cert 19 73, acting in the United States mail copies of the (Exhibit A), enclosed in sealed envelope addressed to the persons at the addresse attached to the original hereof, which I being those appearing on the records of property listed opposite their respective	attached house of control of said Village I deposited attached house of fullies, with postage thereon duly prepaid, as as shown on the mailing list (Exhibit B) list is on file in my office, said persons the County Auditor as owners of the re names, as of a date house of the days at I also sent said notice to the following whose property is exempt from taxation
Name	Address
WITNESS my hand and the seal of sai	Id Village this day of
	Dlorence & Hackey Edina Village Clerk

Mailing List - Novice of Preblic Leaving Motor Street Vacation - Dec. 17, 1973 Brankriee Teur 227 Sklesson Scheffman 5-553-422 auc. So 55417 28 (Michael F. Jones 5131 Motor St L.K. Washburn - 5135 Mater St Bles Lack 3 D aler.
Bles Lack 3 D aller.
C. Egget 5-107 W. 44 th St 3 Walds T. Mareck - 5-101 W. 444 St. Pendegimag - Hallen Const. Co. 6520 Base Lake Rd. 55428 n. S. P. Myls. Gas n. W. Bell

VILLAGE OF EDINA 4801 U. 50TH STREET EDINA, MINNESOTA, 55424

NOTICE OF PUBLIC HEARING TO VACATE FORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, December 17, 1973, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Motor Street decivibed as follows:

That part of Motor Street lying between the Southerly entension of the Vest line of Lot 2, Block 4, Arden Fark Third Addition, and the Mortherly entension of the East line of the Vest 191 feet of Lots 27 and 28, Brockeide Torrace, all as platted and of record in the office of the Register of Beeds in and for Kenneyin Gounty, Minnesota.

All objections and recommendations will be heard at said masting. By ORDER OF THE EDINA VILLAGE COUNCIL.

Florence B. Rallberg Village Clerk

November 30, 1973



NORTHERN STATES POWER COMPANY

NORMANDALE DIVISION . 5309 WEST 70TH STREET EDINA, MINNESOTA 55435

December 11, 1973

Mrs. Florence B. Hallberg Village Clerk Village of Edina 4801 West 50th Street Edina, Minnesota 55424

Dear Mrs. Hallberg:

This is in answer to the proposed agenda for the Edina Village Council Meeting of December 17, 1973. With reference to the street vacation of "That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace", please note, in the attached sketch, the location of our facilities in this area.

We wish to advise you that we have no objection to this action, provided we are granted a permanent easement for the retention of our facilities, or are reimbursed for rerouting them.

I am enclosing a sample form that the City of Bloomington uses for Public right-of-way vacation application.

Thank you for your consideration in this regard.

Sincerely,

T. M. Kulas

Division Engineer

TMK: MEH: sb

Enclosures

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Cc Bab Duns

VILLAGE OF EDINA 4801 U. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUELIC HEARING TO VACATE PORTION OF MOTOR STREET

EDENA VILLAGE COUNCEL will meet Monday, December 17, 1973, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Mortharly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Beeds in and for Kennapin County, Minnesota.

All objections and recommendations will be heard at said meeting. BY ORDER OF THE EDINA VILLAGE COUNCIL.

> Florence B. Hallberg Village Clerk

Movember 30, 1973

MPS HAUBERG —

IF CIRCUMSTANCES HAVE NOT

CHANGED SINCE OUR LETTERS

TO YOU ON 4-2\$ 4-5, 1971, WE
HAUE NO OBJECTION TO THIS

YALATION

Mes In Co. Dec 3,1973 Mrs Florence B Hallberg, Clerk Village of Edina 4801 West 50 Street Edina, Minnesota 55424

Dear Mrs Hallberg

a roda i nakilistika

We have further reviewed the circumstances concerning the proposed vacation of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

Since our gas facilities will be located wholly in an area owned by Mr. Stone and it appears doubtful that the gas facilities would be extended beyond his property, we will not require an easement here. It is our understanding that no buildings or grade changes will occur over the area to be vacated.

In view of the above, we have no objection to this vacation.

Sincerely

William R Schram

Operations Planning Department

WRS:kg

Stene

Mrs Florence 8 Hallberg
Village Clerk
Village of Edina
4801 West 50 Street
Edina, Hinnesota 55424

Dear Hrs Hallberg

Concerning the proposed vacation of the following described street;

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Hinnesota.

It is my understanding that the title of all of the above described street will revert to the plat of Brockside Terrace upon vacation.

Since the current owner of the adjacent portion of Brookside Terrace, Mr. Timothy L. Stone, has agreed to grant Minnegasco a suitable easement, we have no objection to the proposed vacation subject however, to our actual receipt of the easement.

Sincerely

William R Schram

Operations Planning Department

WR5:kg

GC: T. L. Stone

STATE OF MINNESOTA) COUNTY OF HENNEPIN) SS VILL/GE OF EDINA)	CERTIFICATE OF POSTING NOTICE
I, the undersigned duly appointed and acting Police Patz of Edina, County of Hennepin, State of Minnesota, do her have this date, posted copies of the attached and foreg	oing / Line
on three official Village Budletin Boards, as follows: 4801 W. 50th Street 2. 50th and France Business Area 3. / mundson Avenue Shopping Center.	2. Village Hall, (3922 V. 50th St.)
Dater //-30-73 Signed // Police P	Mensay

Signed and sworm to before se, a Notary Public in and for Hennepin County, Minnesota, this, the day of May.

Dlawer B. Helley

FLORENCE B. HALLBERG Notary Public, Hennepin County. Man. My Commission Expires Dec. 31, 1978.

VILLAGE OF EDINA 4801 U. 50TH STREET EDINA, MINIESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE FORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, Pecember 17, 1973, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Notor Street described as follows:

That part of Notor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Mortherly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terroce, all as platted and of record in the office of the Register of Baeds in and for Eannspin County, Minnesota.

All objections and recommendations will be heard at said meeting. BY ORDER OF THE EDINA VILLAGE COUNCIL.

> Florence B. Mallberg Village Clerk

M. SP says OK (Hauge) motor St 12/7/73



6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota
County of Hennepin

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Not:	ice of Public Hearing
hereto attached as a part hereof was cut from the column	ns of said newspaper, and was printed
and published therein in the English language, once each	n week, for two successive weeks;
that it was first so published on the the	day of November , 19
and was thereafter printed and published on every	nureday to and including
Thurs the day of December 73 and of the lower case alphabet from A to Z, both inclusive, the size and kind of type used in the composition and processing the size and kind of type used in the composition and processing the size and kind of type used in the composition and processing the size and kind of type used in the composition and processing the size and kind of type used in the composition and processing the size and kind of type used in the composition and processing the size and the siz	
abcdefghijklmnopqrstuv abcdefghijklmnopqrstuvwxy:	
Subscribed and sworn to before me this day	of December , 19 73
(Notarial Seal)	
G. M. Vest, Notary Public, Hennepin County, Minn. My Commission Expires April 18th, 1979.	-

(Official Publication)
VELLAGE OF EDINA
4007 E. STH STREET
EDINA, MINNESOTA 53424
RGTICE OF
PUBLIC HEARING TO
VACATE PORTION

PUBLIC HEARING TO
VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, December 17, 1973, at 7:00 p.m.
in the Edina Village Hall, and will, at said
time and place, consider the proposed
vacation of that part of Motor Street described as follows:
That part of Motor Street lying between the Southerly extension of the
West line of Lot 2, Block 4, Arden
Park Third Addition, and the
Northerly extension 42 60 Kast

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension 40 the Kast line of the West 191 freed of Lots 2 and 28, Brookside Terrano, all as platted and of record in the effice of the Register of Deeds in and for Hennepin County, Minnesots, All objections and recording the street of the street of

All objections and recipies the tions will be heard at said meeting.

BY ORDER OF THE SENA VILLAGE COUNCIL.

LAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk
(Nov. 29 & Dec. 6, 1973)—ED



6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota County of Hennepin

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed
and published therein in the English language, once each week, for two successive weeks;
that it was first so published on Thurs the 29 day of November, 19 7
and was thereafter printed and published on every Thursday to and including
Thurs the 6 day of Decembers 73 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit: abcdefghijklmnopqrstuvwxyz abcdefghijklmnopqrstuvwxyz
Subscribed and sworn to before me this 6 day of December , 19 73
(Notarial Seal) A M. West Notary Bublic Hennenin County Minn

My Commission Expires April 18th, 1979.

(Official Publication)
VILLAGE OF EDINA
4301 W. SPIT STREET
EDINA, MINNESOTA 53424
NOTICE OF
PUBLIC HEARING TO
VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, December 17, 1973, at 7:00 p.m.
in the Edina Village Hail, and will, at said
time and place, consider the proposed
vacation of that part of Motor Street described as follows:
That part of Motor Street lying between the Southerly extension of the
West line of Lot 2, Block 4, Arden
Park Third Addition, and the
Northerly extension of the East
line of the West 191 feet of Lots 27
and 28, Brookside Terrace, all as
platted and of record in the office of
the Register of Deeds in and for Hennepin County, Minnesota.
All objections and recommendations
will be heard at said meeting.
BY ORDER OF THE EDINA VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk
(Nov. 29 & Dec. 6, 1973)—ED

VILLAGE OF EDINA 4801 W. 50TH STREET edina, minnesofa 55424

(Official Publication)
VILLAGE OF EDINA

491 W. SFTH STREET
EDINA, MINNESOTA 55424
NOTICE OF
PUBLIC HEARING TO
VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, December 17, 1973, at 7:00 p.m.
in the Edina Village Hall, and will, at said
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All objections and recommendations
will be heard at said meeting.
BY ORDER OF THE EDINA VILLAGE COUNCIL.
FLORENCE B. HALLBERG

LAGE COUNCIL. FLORENCE B. HALLBERG Village Clerk (Nov. 29 & Dec. 6, 1973)—ED

NOTICE OF PUBLIC HEARING TO VACATE PORTION OF MOTOR STREET

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All objections and recommendations will be heard at said meeting. BY ORDER OF THE EDINA VILLAGE COUNCIL.

> Florence B. Hallberg Village Clerk

Please publish in the Edina Sun on November 29 and December 6, 1973. Please send us two Affidavits of Publication.

	For Motor St. Vacation
	Lot 3 BIK 4 - Arden Park 3rd Add 5139 W 44+h St
Ower	Pendizimaz - Hallen Construction Co. 6520 Bass Lake Rd
	(a) 535-3388)
	·

4/2 Das Co Schramm called - ho objection

unless stone of

MINNEAPOLIS GAS COMPANY

MINNEAPOLIS, MINNESOTA 55402 April 5, 1971

Mrs Florence B Hallberg, Clerk Village of Edina 4801 West 50 Street Edina, Minnesota 55424

Dear Mrs Hallberg

We have further reviewed the circumstances concerning the proposed vacation of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

Since our gas facilities will be located wholly in an area owned by Mr. Stone and it appears doubtful that the gas facilities would be extended beyond his property, we will not require an easement here. It is our understanding that no buildings or grade changes will occur over the area to be vacated.

In view of the above, we have no objection to this vacation.

Sincerely

William R Schram

Operations Planning Department

WRS:kg

cc: T. L. Stone

MINNEAPOLIS GAS COMPANY

MINNEAPOLIS, MINNESOTA 55402 April 2, 1971

Mrs Florence B Hallberg Village Clerk Village of Edina 4801 West 50 Street Edina, Minnesota 55424

Dear Mrs Hallberg

Concerning the proposed vacation of the following described street;

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

It is my understanding that the title of all of the above described street will revert to the plat of Brookside Terrace upon vacation.

Since the current owner of the adjacent portion of Brookside Terrace, Mr. Timothy L. Stone, has agreed to grant Minnegasco a suitable easement, we have no objection to the proposed vacation subject however, to our actual receipt of the easement.

William Q. Scham
Cly K.6)

William R Schram

Operations Planning Department

WRS:kg

cc: T. L. Stone

January 30, 1971

Mrs. Florence Hallberg, Village Clerk Village of Edina 4801 West 50th Street Edina, Minnesota

Dear Mrs. Hallverg

Pursuant to the letter you recieved from Mr. William R. Schram, Operations Planning Department, Minneapolis Gas Company, dated January 21, 1971, and referenced to the abandonment of a portion of Motor Street, we are willing to grant a suitable easement to the aforementioned, contingent upon our reciept of fee ownership of the vacated street.

Timothy L, Stine

cc: William R. Schram



DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

III-A

JAMES E. DORSEY (1889 - 1959)
DONALD WEST

WALDO F. MARQUART
JOHN W. WINDHORST

E. HENRY HALLADAY

JULE M. HANNAFORD
ARTHUR B. WHITNEY

THE WISSELL W. LINDOUIST

WINDOUIST

WAND R. BRINK

HI HORACE HITCH

ROBERT V. TARBOX

JOHOSEY

BROBERT J. JOHNSON

WI. HASSELGUIST

M. B. HASSELGUIST

GEORGE P. FLANNERY

JC CURTIS L. FORY

ARTHUR E. WEISBERG

DUANE E. JOSEPH

FREDERICR E. LANGE

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FREDERICR E. LANGE

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THEOSEGREEN

JAMES B. VESSEY
WILLIAM A. WHITLOCK
E. J. SCHWARTZBAUER
THOMAS M. BROWN
CORNELUIS D. MAHONEY
THOMAS S. ERICKSON
WILLIAM C. BABCOCK
MICHAEL E. BRESS
PAUL G. ZERBY
RAYMOND A. REISTER
JOHN J. TAYLOR
BERNARD G. HEINZEN
WILLIAM J. HEMPEL
JOHN S. HIBBS
ROBERT O. FLOTTEN
JOHN D. LEVINE
ROBERT J. STRUYK
MICHAEL A. OLSON
LARRY W. JOHNSON
THOMAS S. HAY

LAW OFFICES

2400 FIRST NATIONAL BANK BUILDING MINNEAPOLIS, MINNESOTA 55402

TELEPHONE: 333-2151
AREA CODE: 612
CARLE ADDRESS: DOROW

March 17, 1971

CURTIS D. FORSLUND
G. LARRY GRIFFITH
CRAIG A. BECK
DAVID L. MCCUSKEY
THOMAS O. MOE
JAMES H. O'HAGAN
JOHN M. MASON
MICHAEL W. WRIGHT
LARRY L. WICKREY
LOREN R. HANOTT
PHILLIP H. MARTIN
JOHN J. HELD. JR.
REESE C. JOHNSON
JAMES T. MALVERSON
CHARLES J. HAJENSTEIN
CHARLES J. HAJENSTEIN
CHARLES J. HAJENSTEIN
CHARLES J. GEER
JOHN C. ZWAKHAN
JOHN R. WICKS
EUGENE L. JOHNSON
ROBERT O. KNUTSON

JOHN W. WINDHORST, JR. MICHAEL PRICHARD WILLIAM R. SOTH RICHARD G. SWANSON RICHARD W. DOFOUR, JR. FAITH L. OHMAN DAVID A. RANHEIM ROBERT J. SILVERMAN WILLIAM R. HIBBS KENDALL R. MEYER PHILIP H. BOELTER WILLIAM B. PAYNE BRUCE W. BURTON JAN D. STUURMANS

OF COUNSEL DAVID E. BRONSON LELAND W. SCOTT LEAVITT R. BARKER

The Honorable Members of the Village Council Village Manager Village of Edina 4801 West 50th Street Edina, Minnesota 55424

Re: Petition for Vacation of a Portion of Motor Street

Gentlemen:

Mr. Timothy L. Stone, 5131 Motor Street, has petitioned for vacation of a portion of Motor Street. In connection with that request he was asked to furnish an abstract of title for the portion of the street to be vacated and a title opinion. We have received and there is attached hereto for your information a copy of the title opinion for the street. You will note by the opinion, all of the street is owned by Mr. and Mrs. Stone, the owners of the property to the south of the street. We have not examined the abstract but we did earlier do some preliminary checking of the records. This opinion confirms our opinion as to the ownership of the street.

TSE:mj Attachment

cc Village Planner Village Engineer Very truly yours,

Thomas S. Erickson

STRONG, TULLY & TULLY
600 MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401.

HARLAN B. STRONG WELLINGTON TULLY RALPH H. TULLY TELEPHONE

March 15, 1971

Mr. Timothy L. Stone 5131 Motor Street Edina, Minnesota 55424

Dear Mr. Stone:

At your request we have examined title to the following:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park 3rd Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, according to the recorded plats thereof on file and of record, Hennepin County, Minnesota

as the same appears from an abstract submitted to us containing 113 entries last certified to February 24, 1971, by Title Insurance Company of Minnesota.

From said examination we find the record title to said premises stands in the name of the record owners abutting said property on the south, namely Timothy L. Stone and Gail L. Stone, husband and wife, as joint tenants, said abutting property being legally described as follows:

All of Lots 27 and 28 in Brookside Terrace, Except the Westerly 191 feet thereof, AND Except that part thereof lying Easterly of a line drawn at right angles to and distant 40 feet East of the West line of Lot 2, Block 4, Arden Park 3rd Addition, extended Southerly to Minnehaha Creek, according to the recorded plat thereof on file and of record, Hennepin County, Minnesota.

Said examined property is subject to the following:

- 1. Easement rights to the Public for roadway and street purposes as dedicated in the Plats of Emma Abbott Park and Brookside Terrace.
- 2. Rights of anyone in possession, and we recommend a survey to ascertain the lot lines and to show that all improvements are within the same and that there are no encroachments by improvements upon adjoining property. Inquiry should be made also as to possible lien rights for which liens have not been filed. Subject also to any federal, state or city law or ordinance restricting the use to which said premises may be placed.

Yours very truly

Ralph H. Tully

కో, చేంద్రాయిన ఉన్న గూడి తేక్కు కుండాలు కూడి ఈ కుండుంది. కాటకు కోడ్ కోడికింది ఈ కూడి తేంది. కాటికి కైన es aller, emer, emer, en Romer, en la reconstruction de la composition della composi

MOTOR STREET VACATION - NOTICE OF PUBLIC HEARING

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ENDER TO THE REPORT OF The Est to New Labour. MILL IT A BY DECKED

Carte Co

Wavid Hembre

Styman is the court of the best of the party of the state 19 March 71

Dlarence B. Hallberg

VILLAGE OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE PORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, April 5, 1971, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

All objections and recommendations will be heard at said meeting. BY ORDER OF THE VILLAGE COUNCIL.

Florence B. Hallberg Village Clerk

DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

JAMES E. DORSEY (1889-1989)
DONALD WEST
JAMEN WALDO F. MARDUART
JOHN W. WINDHORST
HENRY HALLADAY
JULE M. HANNAFORD
ANTHUR B. WHITNEY
THE RUSSELL W. LUNDOUIST
DAVID R. BRINK
HORACE HITCH
YORGIL H. HILL
ROBERT V. TARBOX
J. GOBERT V. TARBOX
M. B. HASSELOUIST
JOHNSON
M. B. HASSELOU

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JAMES B. VESSEY
WILLIAM A. WHITLOCK
E.J. SCHWARTZRAUER
THOMAS M. BROWN
CORNELIUS D. MAHONEY
THOMAS S. ERICKSON
WILLIAM C. DABCOCK
MICHAEL E. BRESS
PAUL G. ZERBY
AYMOND A. REISTER
JOHN J. TAYLOR
BERNARD G. HEINZEN
WILLIAM J. HEMPEL
JOHN S. HIBBS
ROBERT O. FLOTTEN
JOHN D. LEVINE
ROBERT O. FLOTTEN
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JOHN D. LEVINE
ROBERT J. STRUYK
MICHAEL A. OLSON
LARRY W. JOHNSON
THOMAS S. HAY

LAW OFFICES

2400 FIRST NATIONAL BANK BUILDING MINNEAPOLIS, MINNESOTA 55402

TELEPHONE: 333-2151

AREA CODE: 612

CABLE ADDRESS: DOROW

March 17, 1971

CURTIS D. FORSLUND
G. LARRY GRIFFITH
CRAIG A. BECK
DAVID L. MCCUSKEY
THOMAS O. MOE
JAMES H. O'HAGAN
JOHN M. MASON
MICHAEL W. WRIGHT
LARRY L. VICKREY
LOREN E. KNOTT
PHILLIP H. MARTIN
JOHN J. HELD.JR.
REESE C. JOHNSON
JAMES T. HALVERSON
CHARLES J. HAUENSTEIN
CHARLES J. HAUENSTEIN
CHARLES J. HAUENSTEIN
CHARLES J. HAUENSTEIN
CHARLES J. HOLDINGON
JOHN R. WICKS
EUGÈNE L. JOHNSON
BORBET D. C. KNUITSON

JOHN W. WINDHORST, J.R. MICHAEL PRICHARD WILLIAM R. SOTH RICHARD G. SWANSON RICHARD W. DUFOUR, J.R. FAITH L. OHMAN DAVID A. RANHEIM ROBERT J. SILVERMAN WILLIAM R. HIBBS KENDALL R. MEYER PHILIP H. BOELTER WILLIAM B. PAYNE BRUCE W. BURTON JAN D. STUURNAMS

OF COUNSEL DAVID E. BRONSON LELAND W. SCOTT LEAVITT R. BARKER

Mrs. Florence Hallberg Village of Edina 4801 West 50th Street Edina, Minnesota 55424

Dear Florence:

Re: Motor Street

Enclosed are copies of my letter to the Council relating to Motor Street, together with an attached copy of the opinion by Mr. Stone's attorney on the same matter. I understand this matter will be on the agenda for the next Council meeting and this material should be forwarded to the Councilmen along with the agenda.

Very truly yours,

TSE:mj Enclosures Thomas S. Erickson

DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

JAMES E. DORSEY (1809-1959)
DONALD WEST

WALDO F. MARGUART
JOHN W. WINDHORST

E. HENRY HALLADAY
JULE M. HANNAFORD
ARTHUR B. WHITNEY
TH.
RUSSELL W. LINDOUIST

DAVID R.BRINK
HORACE HITCH
P. WINGL H.HILL
ROBERT V. TARBOX
JOHNSON
W. B. HASSELOUIST

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GEORGE P. FLANNERY
COURTS L. ROY
ARTHUR E. WEISBERG

MILL
ROBERT L. TARBOX

M. B. HASSELOUIST

GEORGE P. FLANNERY

JOHNSON
ARTHUR E. WEISBERG

MILL
BLANGE T. JOHNSON

M. B. HASSELOUIST

GEORGE P. FLANNERY

JOHNSON

ARTHUR E. WEISBERG

MILL
BLANGE

DIANE E. JOSEPH

LA FREDERICK E. LANGE

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JAMES B. VESSEY
WILLIAM A. WHITLOCK
E. J. SCHWARTZBAUER
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March 17, 1971

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OF COUNSEL DAVID E. BRONSON LELAND W. SCOTT LEAVITT R. BARKER

The Honorable Members of the Village Council Village Manager Village of Edina 4801 West 50th Street Edina, Minnesota 55424

Re: Petition for Vacation of a Portion of Motor Street

Gentlemen:

Mr. Timothy L. Stone, 5131 Motor Street, has petitioned for vacation of a portion of Motor Street. In connection with that request he was asked to furnish an abstract of title for the portion of the street to be vacated and a title opinion. We have received and there is attached hereto for your information a copy of the title opinion for the street. You will note by the opinion, all of the street is owned by Mr. and Mrs. Stone, the owners of the property to the south of the street. We have not examined the abstract but we did earlier do some preliminary checking of the records. This opinion confirms our opinion as to the ownership of the street.

Very truly yours,

Thomas S. Erickson

TSE:mj Attachment

cc Village Planner Village Engineer STRONG, TULLY & TULLY
600 MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401.

HARLAN B. STRONG WELLINGTON TULLY RALPH H. TULLY TELEPHONE 335-0911

March 15, 1971

Mr. Timothy L. Stone 5131 Motor Street Edina, Minnesota 55424

Dear Mr. Stone:

At your request we have examined title to the following:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park 3rd Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, according to the recorded plats thereof on file and of record, Hennepin County, Minnesota

as the same appears from an abstract submitted to us containing 113 entries last certified to February 24, 1971, by Title Insurance Company of Minnesota.

From said examination we find the record title to said premises stands in the name of the record owners abutting said property on the south, namely Timothy L. Stone and Gail L. Stone, husband and wife, as joint tenants, said abutting property being legally described as follows:

All of Lots 27 and 28 in Brookside Terrace, Except the Westerly 191 feet thereof, AND Except that part thereof lying Easterly of a line drawn at right angles to and distant 40 feet East of the West line of Lot 2, Block 4, Arden Park 3rd Addition, extended Southerly to Minnehaha Creek, according to the recorded plat thereof on file and of record, Hennepin County, Minnesota.

Said examined property is subject to the following:

- 1. Easement rights to the Public for roadway and street purposes as dedicated in the Plats of Emma Abbott Park and Brookside Terrace.
- 2. Rights of anyone in possession, and we recommend a survey to ascertain the lot lines and to show that all improvements are within the same and that there are no encroachments by improvements upon adjoining property. Inquiry should be made also as to possible lien rights for which liens have not been filed. Subject also to any federal, state or city law or ordinance restricting the use to which said premises may be placed.

Yours very truly,

Ralph H. Tully

RHT/lab

STATE OF MINNESOTA) COUNTY OF HENNEPIN) SS. VILLAGE OF EDINA)	CERTIFICATE OF MAILING NOTICE
Village of Edina, Minnesota, hereby certif	ting on behalf of said Village I deposited teached STREET VACATION So with postage thereon duly prepard, as shown on the mailing list (Exhibit B) at is on file in my office, said persons the County Auditor as owners of the names, as of a date 14 days to I also sent said notice to the following nose property is exempt from taxation
Name .	Address
THE PROPERTY OF THE PROPERTY O	general and the statement of the stateme
MI. A WHITE AND AND COMMONDAY AND COMMONDER STEED WHAT COMMOND PRODUCTION WITH COMMONDATION OF COMMOND AND AND AND AND AND AND AND AND AND A	的现在分类的一种,我们们们们们们们们们的有效,我们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们
WITNESS my hand and the seal of said March 19 71	Village this 19th day of

There B. Wallhers
Edina Villago Clerk

VILLAGE OF EDINA 4801 U. SOTH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE PORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, April 5, 1971, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE WILLAGE COUNCIL.

Flozence B. Hallberg Village Clerk

March 19, 1971

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NSP

NORTHERN STATES POWER COMPANY

1518 Chestnut Avenue Minneapolis, Minnesota 55403

March 25, 1971

Mrs. Florence B. Hallberg Village Clerk 4801 W. 50th St. Edina, Minnesota 55424

Dear Mrs. Hallberg:

This is in answer to the Notice of Public Hearing of the proposed vacation of portion of Motor Street, which portion is described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

Please be advised that we have no objection to this vacation.

Yours truly,

H.T. Ryan
Distribution Superintendent
South Division

George C. Lewis

Senior Right of Way Agent

HTR/GCL/pa

VILLAGE OF HYPE 4001 U. SOTE STREET EDITA, MINIESSTA 55424

NOTICE OF PUBLIC HEARING TO VACACE ROCKION OF MATERIAL OF STREET

EDINA VILLAGE COUNCIL will meet Monday, April 5, 1971, at 7:00 p.m. in the Edina Villago Hall, and vill, at said time and place, consider the proposed vacation of that part of Motor Street decaribed as follows:

★ That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Wortherly extension of the East line of the West 191 feet of Lots 27 and 23, Brockeide Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin Genety, Minnesota.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Florence E. Hallberg Village Clerk

March 19, 1971

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(Official Publication)
VILLAGE OF EDINA
ASSI W. SETH STREET
EDINA, MINNESOTA 55424
NOTICE OF
PUBLIC HEARING
TO VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, April 5, 1971, at 7:00 p.m. in the
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and of record in the office of the Register
of Deeds in and for Hemmepin County,
Minnesota.
All objections and recommendations will
be heard at said meeting.
BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VII.LAGE OF EDINA
4891 W. 50TH STREET
EDINA, MINNESOTA 53424
NOTICE OF
PUBLIC HEARING
TO VACATE PORTION
OF MOTOR STREET
EDINA VII.LAGE COUNCIL will meet
Monday, April 5, 1971, at 7:00 p.m. in the
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of Deeds in and for Hennepin County,
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All objections and recommendations will
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BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Cterk

FLOR ENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4801 W. SETH STREET
EDINA, MINNESOTA SA2A
NOTICE OF
PUBLIC HEARING
TO VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, April 5, 1971, at 7:00 p.m. in the
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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

FLORENCE B. HALLBERG

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4881 W. SETH STREET
EDINA, MINNESOTA 55424
NOTICE OF
PUBLIC HEARING
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BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

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(Official Publication)
VILLAGE OF EDINA
4881 W. SOTH STREET
EDINA, MINNESOTA SSIZA
NOTICE OF
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BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4891 W. 56TH STREET
EDINA, MINNESOTA 53424
NOTICE OF
PUBLIC HEARING
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EDINA VILLAGE COUNCIL will meet
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BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4361 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF
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BY ORDER OF THE VILLAGE-COUNCIL.
FLORENCE B. HALLBERG
Village Clerk

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4891 W. 56TH STREET
EDINA, MINNESOTA 55424
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FLORENCE B. HALLBERG
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(Official Publication)
VILLAGE OF EDINA
4881 W. SOTH STREET
EDINA, MINNESOTA 55424
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FLORENCE B. HALLBERG

FLOR ENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4801 W. 56TH STREET
EDINA, MINNESOTA 53424
NOTICE OF
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BY ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG
Village Clerk

FLOR ENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C



6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota County of Hennepin

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated ha been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed NOTICE OI DEARING
hereto attached as a part hereof was cut from the columns of said newspaper, and was printed
and published therein in the English language, once each week, for successive weeks;
that it was first so published on thur, the 18th day of March , 19 71
and was thereafter printed and published on every to and including
thur. the 25th day of March, 19 71 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:
abcdefghijklmnopqrstuvwxyz abcdefghijklmnopqrstuvwxyz
J. R. Kitchay
Subscribed and sworn to before me this 25th day of March , 1971
(Notarial Seal) Alice Aleksa
Alice J. Nelson, Notary Public, Hemepin County, Minn.
My Commission Expires December 26, 1973

(Official Publication)
VILLAGE OF EDINA
4801 W. 597H STREET
EDINA, MINNESOTA 5542M
NOTICE OF
PUBLIC HEARING
TO VACATE PORTION
OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
donday, April 5, 1971, at 7:00 p.m. in the
dina Village Hall, and will, at said time
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hat part of Motor Street described as
allows:

a. Hions and recommendations will heard at said meeting. BY ORDER OF THE VILLAGE COUN-

FLORENCE B. HALLBERG Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C



6601 W. 78th St.

Bloomington, Minnesota

(Official Publication)
VILLAGE OF EDINA
4801 W. SETH STREET
EDINA, MINNESOTA 55424
NOTICE OF
PUBLIC HEARING
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Minnesota.
All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Village Clerk (Mar. 18 & 25, 1971)—ED-2A-10C

FLORENCE B. HALLBERG

State of Minnesota County of Hennepin

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of hearing
hereto attached as a part hereof was cut from the columns of said newspaper, and was printed
and published therein in the English language, once each week, for two successive weeks;
that it was first so published on thur, the 18th day of March , 19 71
and was thereafter printed and published on every thure to and including
thur. the 25th day of March, 1971 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:
abcdefghijklmnopqrstuvwxyz abcdefghijklmnopqrstuvwxyz
- SPRITERIE
Subscribed and sworn to before me this 25th day of March , 1971
(Notarial Seal)
Alice J. Nelson, Notary Public, Hennepin County, Minn.
My Commission Expires December 26, 1973

工-3

Edina Vil lage Council:

Gëntlemen:

With regard to the abandonment of that portion of Motor Street in question: I, as the other resident on street, have no objection to the vacation. It would be my feeling that this would be an improvement to the area.

It is my assumption that the portion of Motor/will be maintained by the city as it has in the past.

Signed: Mrs Helen H, Washburn

Mrs Helen H. Washburn 5135 Motor Street

Edina, Minnesota

Mr. Warren C. Hyde, Manager Village of Edina 4801 West 5oth Street Edina, Minnesota

Subject: Vacating part of Motor Street South of Lot 3, Block 4, Arden Park 3rd addition, Edina, Minn.

Dear Warren

It was a great disappointment to me to miss the council meeting on Feb. 1, when the above subject came before the council and I am delighted that the decision was posponed, but I will be out of town on Feb. 23, 1971.

I am vehemently opposed to the plan to vacate this street. Enclosed is a copy of a letter from Mr. Eggert. He expresses exactly how this plan would affect my lot. This part of Motor Street poses no maintenance expense to the village.

Mr. Stone, who would be the beneficiary of the whole of this 3600 square feet, lives at 5131 Motor Street. He has told me that he wants Motor street so that he would have enough space to build a two car garage onto the front of his house. His plan seems to ignore the building line and the rights of Mrs. Washburn next door. He has plenty of room to the East of his house for a garage.

To sum up:- Mr. Eggert and I object to the vacating of this part of Motor Street on the grounds that this action would serve Mr. Stone no necessary purpose, infringe on Mrs. Washburn's property rights, and jepordize the salability of my lot.

It is my hope that the village Council will reject this vacating proposal.

Sincerely

Waldo T. Mareck

5101 West 44th Street Edina, Minn. 55436

ARTHUR C. EGGERT

OFFICE
1100 BAKER BLDG.
MINNEAPOLIS, MINN. 55402

HOME
5107 WEST 44** ST.
MINNEAPOLIS, MINN.

Jan. 18, 1971.

Mr. Waldo Mareck, 5107 West 44th Street, Edina, Minn. 55436

Dear Waldo:

Re: Hearing to vacate portion of Motor Street.

Unfortunately we will be out of the city when the hearing on the above-mentioned matter comes up on February first.

If you care to, will you please present my objections to its partial vacation. I am anxious to have someone buy your lot west of us, which now backs up on Motor Street.

Due due the topography of the lot, it might be more saleable if Motor were left open, because of its highth above Motor, a house on it could easily have a basement garage, with entrance on Motor, since you and I know how difficult it is at times to back out into 44th Street.

Sincerely

ACE M

A. C. Eggert

VILLAGE OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE PORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, April 5, 1971, at 7:00 p.m. in the Edina Village Hall, and will, at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Florence B. Hallberg Village Clerk

Please publish in the Edina Sun on March 18 and 25, 1971. Please send us two Affidavits of Publication. Please send us ten clippings.

DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

JAMES E. DORSEY (1889-1959) DONALD WEST WALDO F. MARQUART JOHN W WINDHORST HENDY HALLADAY ARTHUR B. WHITNEY RUSSELL W. LINDQUIST HORACE HITCH VIRGIL H. HILL ROBERT V. TARBOX DEFOREST SPENCER ROBERT J. JOHNSON M. B. HASSELOUIST PETER DORSEY GEORGE P. FLANNERY CURTIS L. ROY ARTHUR E.WEISBERG DUANE E JOSEPH

JAMES B. VESSEY
WILLIAM A. WHITLOCK
E.J. SCHWARTZBAUER
THOMAS M. BROWN
CORNELIUS D. MAHONEY
THOMAS S. ERICKSON
WILLIAM C. BABCOCK
MICHAEL E. BRESS
PAUL G. ZERBY
RAYMOND A. REISTER
JOHN J. TAYLOR
BERNARD G. HEINZEN
WILLIAM J. HEMPEL
JOHN S. HIBBS
ROBERT O. FLOTTEN
JOHN D. LEWINE
ROBERT D. FLOTTEN
JOHN D. LEWINE
ROBERT J. STRUYK
MICHAEL A. OLSON
LARBY W. JOHNSON
THOMAS S. HAY

LAW OFFICES

2400 FIRST NATIONAL BANK BUILDING
MINNEAPOLIS, MINNESOTA 55402

AREA CODE: 612

CABLE ADDRESS: DOROW

February 2, 1971

CURTIS D.FORSLUND
G. LARRY GRIFFITH
CRAIG A. BECK
DAVID L. MCCUSKEY
THOMAS O. MOE
JAMES H. O'HAGAN
JOHN M. MASON
MICHAEL W. WRIGHT
LARRY L. VICKREY
LOREN R. KNOTT
PHILLIP H. MARTIN
JOHN J. HELD, JR
REESE C. JOHNSON
JAMES T. HALVERSON
CHARLES J. HAULENSTEIN
CHARLES A. GEER
JOHN C. WAXMAN
JOHN R. WICKS
EUGENE L. JOHNSON
ROBERT O., KNUTSON

JOHN W. WINDHORST, JR. MICHAEL PRICHARD WILLIAM R. SOTH RICHARD G. SWANSON RICHARD W. DIFFOUND, JR. FAITH L. OHMAN DAVID A. RANHEIM ROBERT J. SILVERMAN WILLIAM R. HIBBS KENDALL R. MEYER PHILIP H. BOELTER WILLIAM B. PAYNE BRUCE W. BURTON JAN D. STUURNANS

OF COUNSEL DAVID E. BRONSON LELAND W. SCOTT LEAVITT R. BARKER

Mr. Timothy L. Stone 5131 Motor Street Edina, Minnesota

Re: Motor Street Vacation

Dear Mr. Stone:

In connection with your petition to vacate a portion of Motor Street in the Village of Edina and in line with the Village's desire to first determine, both for your benefit and for the purpose of obtaining the necessary utility easements, the ownership of the street, I suggest you order an abstract of title to the portion of Motor Street desired to be vacated. The description of that portion of Motor Street desired to be vacated, as I have it, is as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park 3rd Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, according to the recorded plats, Hennepin County, Minnesota.

This abstract may be ordered from any one of the abstract companies in town.

Once it has been obtained it should be examined by an attorney and an opinion rendered as to the owner. Once that opinion has been prepared, please forward a copy to me. The information will then be transmitted to the Village for its action.

If you have any questions, please advise.

Very truly yours,

Thomas S. Erickson

TSE:mj
cc /Mrs. Florence Hallberg

Facts and Reasons for Application to Vacate Street Section

- 1. Undesireable visual aspects of road
 - a. lack of paving, curb, and lighting
 - b. general dirty and unkempt quality of roadway
- 2. Limited need for road
 - a. this section of road services only 1 house
 - b. only remaining lot (north side, not built upon) fronts onto W. 44th St. and services (if required) on Brookside Terrace; therefore does not service from Motor Street
- 3. Use of present dead end by undesireable persons.

 Trees, natural growth, and lack of lighting provide workable screen for questionable activities.
- 4. An already unused and overgrown section of road approximately 80 feet in length; present barricade closes off largest portion of street being petitioned for vacation makes general maintenance as a roadway impossible and necessitates upkeep by residents at present

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	The part of Motor Street that was Detitioned to be vacated is described as follows:
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	and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace: all as platted and of record in the office of
	the Repister of Deeds in and for Henneyin Connty, Minnesota.
	To be vacated Subject to granting of easements for (Sanitary Sewer, Sterm Sewer, and Watermain) utilities. — To be written as—
	utilities. — To be written 75 — (Standard utility easement form) The North half of that part of Motor Street lying — — (25 above)
	The South half of that part of Motor Street lying (as above)

PETITION TO VACATE STREET

TO THE VILLAGE COUNCIL OF VILLAGE OF EDINA

DATED June 12, 1970

The undersigned represent that they are the majoritabutting on the line of Motor from 5131; Motor St. Williams to Dead End that said portion of said street be vacated. The facts application are as follows: See attached s	street , and petition and reasons for this
In consideration of vacating the street as herein petition hereby jointly and severally waive any and all claims for ing from the vacating and discontinuing of said street.	or any damages result-
SIGNATURE OF OWNERS ADDRESS JUNE 5/31 Mrm 5/101	DESCRIPTION OF PROPERTY RUXUM ON CUMUL—SOUTH SILL - Only resider
	on this street section
•	•
This petition was circulated by	5100

SUN NEWSPAPERS AFFIDAVIT OF PUBLICATION

EDINA SUN

6601 W. 78th St.

Bioomington, Minnesota

State of Minnesota County of Hennepin

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once each week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Bloomington in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours to the business of the newspaper and business related thereto. (6) Said newspaper has compiled with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper

Notice of hearing He further states on oath that the printed NOTICE OI nearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for One successive weeks;

that it was first so published on

thur. the lith day of

Han 1971

and was thereafter printed and published on every

.... to and including

the day of 19 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

abcdefghijklmnopgrstuywxyz

Millery

Subscribed and sworn to before me this 14th day of Jan. 19.74

(Notarial Seal)

Alice J. Nelson, Notary Public, Hennepin County, Minn.

My Commission Expires December 26, 1973

(Official Publication)
VILLAGE OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
TO VACATE PORTION
OF MOTOR STREET
INA VILLAGE COUNCIL will meet
iay. February 1, 1971, at 7:00 p.m. in the
village Hail, and will, at said time and
consider the proposed vacation of that
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hat part of Motor Street lying between
te Southerly extension of the Wast in-

at said-meeting.
ORDER OF THE VILLAGE COUNCIL.
FLORENCE B. HALLBERG

(Jan. 14, 1971)—ED-2A-10C

SUN NEWSPAPERS AFFIDAVIT OF PUBLICATION

FDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota County of Hennepin

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abcdefghijklmnopgrstuvwxvz

Mitchay

Subscribed and sworn to before me this

Lith day of Jan. 19. 73

(Notarial Seal)

Public, Hennepin County, Minn.

My Commission Expires December 26, 1973

EDINA.

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dinnesota.

objections and recommendations All objections and reconstructures.

BY ORDER OF THE VILLAGE COUNCIL.

FLORENCE B. HALLBERG

Village Clerk

(Jan. 14, 1971)—ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
TO VACATE PORTION
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FLORENCE B. HALLBERG
Village Cark

(Jan. 14, 1971)-ED-2A-10C

(Official Publication)
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FLORENCE B. HALLBERG

Village Clerk

(Jan. 14, 1971)-ED-2A-10C

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BY ORDER OF THE VILLAGE COUNCIL.

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BY OR DER OF THE VILLAGE COUNCIL.

FLORENCE B. HALLBERG

Village Clerk

(Jan. 14, 1971)-ED-2A-10C

(Official Publication)
VILLAGE OF EDINA
4801 W. STH STRET
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FLORENCE B. HALLBERG
Village Clerk

(Jan. 14, 1971)—ED-2A-10C

(Official Publication)
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BY ORDER OF THE VILLAGE COUNTRIVERS B. HALLE
Village
(Jan. 14, 1971)—ED-2A-10C

heard at said meeting.

BY OR DER OF THE VILLAGE COUNCIL.

FLORENCE B. HALLBERG

Village Clerk Village Clerk (Jan. 14, 1971)—ED-2A-10C

(Official Publication)

VILLAGE OF EDINA
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(Official Publication)
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FLORENCE B. HALLBERG

Village Clerk

(Jan. 14, 1971)-ED-2A-10C

(Official Publication)
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4801 W. SOTH STREET
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FLORENCE B. HALLBERG
Village Clerk
(Jan. 14, 1971)—ED-2A-10C

(Official Publication)
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EDINA, MINNESOTA 55424
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OF MOTOR STREET
EDINA VILLAGE COUNCIL will meet
Monday, February 1, 1971, at 7:00 p.m. in the
Edina Village Hall, and will, at said time and
place, consider the proposed vacation of that
part of Motor Street described as follows:
That part of Motor Street lying between
the Southerly extension of the West line
of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the
East line of the West 191 feet of Lots 27
and 28, Brookside Terrace, all as platted
and of record in the office of the Register
of Deeds in and for Hennepin County,
Minnesota
All objections and recommendations will be

Minnesota.

All objections and recommendations will be heard at said meeting.

BY OR DER OF THE VILLAGE COUNCIL.

FLORENCE B. HALLBERG Village Clerk

(Jan. 14, 1971)—ED-2A-10C



STATE	OF	M	INN	ESO	TA)	
COUNT	COL	i	HEN	NEF	IN)	SS
VILLAC	}E (F	ED	INA)	

CERTIFICATE OF MAILING MOTICE

I, the undersigned, being the duly Village of Edina, Minnesota, hereby certainly 1971	qualified acting Village Clerk of the tify that on the following date acting on behalf of said Village I deposited attached
in the United States mail copies of the NOTICE OF PUBLIC HEARING	attached ON MOTOR STREET VACATION
(Exhibit A), enclosed in scaled enveloped addressed to the persons at the addressed attached to the original hereof, which being those appearing on the records of property listed opposite their respective.	pes, with postage thereon duly prepaid, es as shown on the mailing list (Ethibit B) list is on file in my office, said persons of the County Auditor as owners of the days names, as of a date 14 days nat I also sent said notice to the fullowing whose property is exempt from taxation
Name	ACCIPES S
ATT, THE TAXABLE PROPERTY AND AND ADDRESS OF THE STREET OF	
SE-18M MEANS ESTABLISH SEASON SECTION	МАННЕ 1800-1904 (2017) (VOH 1804) - не интепцира «не невыче невычения избиднострукций из и мен и гото продуст
WITNESS my hand and the seal of sai	id Villago this $\frac{15 ext{th}}{}$

Dlaunce B Lackers

VILLAGE OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE FORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, February 1, 1971, at 7:00 p.m. in the Edina Village Hall, and will at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Florence B. Hallberg Village Clerk

nation St. Vacation 2/1/71 Buahale Ten. L 27 Timothy L. Slave 5131 Mater St Helen H. Washbern 5135 ... 28 Eleanor Scheffman (Jos) 5553-42nd Cee: Dan Heller do ma Scheffman arden Park 3 Id adam. Bl 4 L 2 a.C. Egger 5107 W.44th Sh 3. W.T. Mareck 5-101 " These Co n. s. p. nusel

STATE OF PUBLISOTA) COURTY OF REFUEZZM) 3S VILLAGE OF EDINA) CHILIDICALL OF FORTING POLICE

Daton 1-15-71 Engage Police Foliage Foliage

Signed and smorn to before se, a fator Public in and for Hennepin County, Minresute, this, the

Dlourse B. Hallberg

FLORENCE B. HALLBERG Notary Public, Hennepin County, Minn. My Commission Expires Dec. 31, 1971

"Llo

VILLAGE OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE FORTION OF MOTOR STREET

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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Florence B. Hallberg Village Clerk

(Official Publication)

VILLAGE OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING TO VACATE PORTION OF MOTOR STREET

EDINA VILLAGE COUNCIL will meet Monday, February 1, 1971, at 7:00 p.m. in the Edina Village Hall, and will at said time and place, consider the proposed vacation of that part of Motor Street described as follows:

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Daeds in and for Hennepin County, Minnesota

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE VILLAGE COUNCIL.

Florence B. Hallberg Village Clerk

Please publish in the Edina Sun on January 14, 1971. Please send us two Affidavits of Publication. Please send us ten clippings.

MINNEAPOLIS GAS COMPANY

MINNEAPOLIS, MINNESOTA 55402 January 21, 1971

Mrs Florence B Hallberg, Village Clerk Village of Edina 4801 West 50 Street Edina, Minnesota 55424

Dear Mrs Hallberg

Here is a sketch showing the location of our gas facilities in that portion of Motor Street, proposed to be vacated, described as follows;

That part of Motor Street lying between the Southerly extension of the West line of Lot 2, Block 4, Arden Park Third Addition, and the Northerly extension of the East line of the West 191 feet of Lots 27 and 28, Brookside Terrace, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

We object to this vacation unless a suitable easement is granted Minnegasco by the succeeding property owners. We will prepare the necessary documents when the subsequent fee ownership of this vacated street has been determined by the Village of Edina.

Sincerely

William R Schram

Operations Planning Department

WRS:kg

cc: T L Stone
W T Mareck

W. 44TH ST. ARDEN PARK 3RD ADE LOT E なく同、 BLOCK B'SAS MAIN 80' VACATION APEA 191' LOT TERRACE BROOKSIDE 28 SHORT ST. 1"=501 A N.N AS